

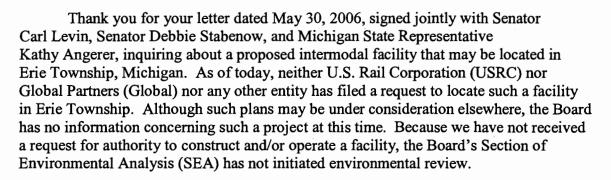
Surface Transportation Board Washington, D.C. 20423-0001

June 19, 2006

SUN 2 1 ROLL

The Honorable John D. Dingell U.S. House of Representatives 2328 Rayburn House Office Building Washington, DC 20515 Hand Delivered

Dear Representative Dingell:



Absent additional information concerning this proposed project, it is difficult to predict with certainty the processes under which USRC or Global might seek Board approval. In all likelihood, however, such a project would require Board approval pursuant to the provisions of 49 U.S.C. 10901, which govern the acquisition, construction, and operation of rail lines. In particular, an applicant could seek Board approval under the formal application provisions of section 10901, or it could pursue an exemption under 49 U.S.C. 10502 by filing a petition for an individual exemption or a notice invoking an existing class exemption, if applicable.

If the project did not fall within the Board's jurisdiction, then the proposed construction and operation would be a matter entirely for state and local regulation.

I appreciate your interest in this matter, and if I may be of further assistance, please do not hesitate to contact my office.

Sincerely,

W. Douglas Buttrey

Chairman